

House File 443 - Introduced

HOUSE FILE 443

BY COMMITTEE ON AGRICULTURE

(SUCCESSOR TO HSB 86)

A BILL FOR

1 An Act modifying licensing provisions applicable to

2 electricians and electrical contractors.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 103.1A Term "*commercial*" applied.

2 As used in this chapter:

3 1. "*Commercial*" refers to a use, installation, structure,
4 or premises associated with a place of business where goods,
5 wares, services, or merchandise is stored or offered for sale
6 on a wholesale or retail basis.

7 2. "*Commercial*" refers to a residence only if the residence
8 is regularly open to the public as a place of business as
9 provided in subsection 1.

10 3. "*Commercial*" does not refer to a use, installation,
11 structure, or premises associated with any of the following:

12 a. A farm.

13 b. An industrial installation.

14 Sec. 2. Section 103.22, subsection 7, Code 2017, is amended
15 to read as follows:

16 7. Prohibit an owner of property from performing work on the
17 owner's principal residence, if such residence is an existing
18 dwelling rather than new construction and is not an apartment
19 that is attached to any other apartment or building, as those
20 terms are defined in [section 499B.2](#), and is not larger than a
21 single-family dwelling, ~~or farm property, excluding commercial~~
22 ~~or industrial installations or installations in public use~~
23 ~~buildings or facilities~~, or require such owner to be licensed
24 under [this chapter](#). In order to qualify for inapplicability
25 pursuant to [this subsection](#), a residence shall qualify for the
26 homestead tax exemption.

27 Sec. 3. Section 103.22, Code 2017, is amended by adding the
28 following new subsection:

29 NEW SUBSECTION. 15. Apply to a person performing any
30 installation on a farm, if the person is associated with the
31 farm as a holder of a legal or equitable interest, a relative
32 or employee of the holder, or an operator or manager of the
33 farm. The provisions of this chapter do not require such
34 person to be licensed. In addition, a permit is not required
35 for an installation on a farm, and an installation on a farm

1 is not required to be inspected. In order for a farm building
2 to qualify under this subsection, the farm building must not
3 be regularly open to the public as a place of business for the
4 retail sale of goods, wares, services, or merchandise.

5

EXPLANATION

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The inclusion of this explanation does not constitute agreement with
7 the explanation's substance by the members of the general assembly.

7

8 This bill modifies licensing provisions applicable to
9 electricians and electrical contractors.

10 The bill provides that whenever the term "commercial" is
11 used in Code chapter 103, pertaining to the licensure of
12 electricians and electrical contractors, it refers to a use,
13 installation, structure, or premises associated with a place
14 of business where goods, wares, services, or merchandise is
15 stored or offered for sale on a wholesale or retail basis, and
16 refers to a residence only if the residence is regularly open
17 to the public as a place of business. The bill states that
18 "commercial" does not refer to a use, installation, structure,
19 or premises associated with either a farm or an industrial
20 installation.

21 The bill removes reference to farm property from Code
22 section 103.22, subsection 7, which provides an exemption from
23 Code chapter 103 for performing electrical work on an owner's
24 principal residence under specified circumstances. The bill
25 creates a new subsection in Code section 103.22 specifically
26 relating to farm property, stating that the Code chapter's
27 inapplicability provisions shall cover a person performing any
28 installation on a farm, if the person is associated with the
29 farm as a holder of a legal or equitable interest, a relative
30 or employee of the holder, or an operator or manager of the
31 farm, and that such person shall not be required to be licensed
32 under the Code chapter. The bill also states that a permit is
33 not required for an installation on a farm, and an installation
34 on a farm is not required to be inspected. In order for a farm
35 building to qualify for Code chapter inapplicability, the bill

1 provides that the farm property shall not be regularly open to
2 the public as a place of business for the retail sale of goods,
3 wares, services, or merchandise.